

***[NO MINUTES WERE GENERATED FOR
WEDNESDAY, APRIL 21, 2010,
IN OBSERVANCE OF JUDICIAL BRANCH FURLOUGH.]***

689

**SUPREME COURT MINUTES
THURSDAY, APRIL 22, 2010
SAN FRANCISCO, CALIFORNIA**

S052808

**PEOPLE v. GAMACHE
(RICHARD CAMERON)**

The petition for rehearing is denied.

S157341 D049251 Fourth Appellate District, Div. 1

**LEXIN (CATHY) v. S.C.
(PEOPLE)**

Rehearing denied; opinion modified

S180181 E046742 Fourth Appellate District, Div. 2

**PEOPLE v. MURPHY
(MELISSA KAY)**

Petition for review granted; issues limited

The issue to be briefed and argued is limited to the following: Was defendant's conviction under Penal Code section 115 preempted by Vehicle Code sections 20 and 10501, subdivision (a)?

Votes: George, C. J., Kennard, Baxter, Werdegar, Chin, Moreno, and Corrigan, JJ.

S180720 B215788 Second Appellate District, Div. 5

**SAVE THE PLASTIC BAG
COALITION v. CITY OF
MANHATTAN BEACH**

Petition for review granted

Votes: George, C. J., Kennard, Baxter, Werdegar, Chin, Moreno, and Corrigan, JJ.

S181004 B199571 Second Appellate District, Div. 8

**HARRIS (WYNONA) v. CITY
OF SANTA MONICA**

Petition for review granted

Votes: George, C. J., Baxter, Werdegar, Chin, Moreno, and Corrigan, JJ.

S180914 D055007 Fourth Appellate District, Div. 1 **MATHEWSON (RODERICK)
ON H.C.**

Petition for review granted; briefing deferred (rule 8.512(d)(2))

The petition for review is granted.

Further action in this matter is deferred pending consideration and disposition of a related issue in *In re Prather*, S172903 and *In re Molina*, S173260 (see Cal. Rules of Court, rule 8.512(d)(2)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court.

Votes: George, C. J., Kennard, Baxter, Werdegar, Chin, Moreno, and Corrigan, JJ.

S180308 H032690 Sixth Appellate District **PEOPLE v. BARKLEY
(CHRISTOPHER)**

Petition for review granted; transferred to Court of Appeal for the Sixth Appellate District

Respondent's petition for review is granted.

The matter is transferred to the Court of Appeal for the Sixth Appellate District, with directions to vacate its decision and reconsider the cause in light of *People v. Soria* (2010) 48 Cal.4th 58.

Appellant's petition for review is denied.

Votes: George, C. J., Kennard, Baxter, Werdegar, Chin, Moreno, and Corrigan, JJ.

S180926 **JONES (ERNEST DEWAYNE)
ON H.C.**

Petition ordered withdrawn

The Motion to Withdraw Petition for Writ of Habeas Corpus, filed by petitioner Ernest Dewayne Jones on April 5, 2010, is granted. The petition for writ of habeas corpus filed on March 11, 2010, is ordered withdrawn. The Application to Defer Informal Briefing on Petition for Writ of Habeas Corpus, filed together with the petition on March 11, 2010, is denied as moot.

S180019 **RASHEED (TAHEE ABD') v.
FRANCHISE TAX BOARD**

Petition for writ of mandate/prohibition denied

S180026 C059281/C059405 Third Appellate District **PEOPLE v. HOWARD
(GERALD)**

Petitions for review denied

S180081 H032296 Sixth Appellate District **PEOPLE v. SANCHEZ
(ROBERT ANTHONY)**

Petitions for review denied

S180194 C064064 Third Appellate District

Petition for review denied

**MILLS (JOSHUA DANIEL) v.
S.C. (PEOPLE)**

S180203 C055253 Third Appellate District

Petition for review denied

**PEOPLE v. BENSON (JIMMY
LEE)**

S180215 G040659 Fourth Appellate District, Div. 3
Petition for review denied

IN RE MICHAEL M.

S180226 A122121/A123807 First Appellate District, Div. 4
Petition for review denied

**PEOPLE v. LAGOMARSINO
(DAN ERNEST)**

S180234 H033655 Sixth Appellate District
Petition for review denied

**PEOPLE v. BARNETT
(PATRICK NOEL)**

S180236 E050061 Fourth Appellate District, Div. 2
Petition for review denied

**SALAS (DAVID CLEMEN) v.
S.C. (PEOPLE)**

S180255 B208903 Second Appellate District, Div. 3
Petition for review denied

**PEOPLE v. QUIROZ
(ADOLFO)**

S180262 D054792 Fourth Appellate District, Div. 1
Petition for review denied
The request for judicial notice is granted.
Kennard, Baxter, and Corrigan, JJ., are of the opinion the petition should be granted.

OLSON (GLORIA) ON H.C.

S180287 A121972 First Appellate District, Div. 5
Petition for review denied

**PEOPLE v. STEWART
(SYLVIE GROLEAU)**

S180295 B210718 Second Appellate District, Div. 7

Petition for review denied

PEOPLE v. MOLINA (ANGEL ADAN)

S180307 H034708 Sixth Appellate District

Petition for review denied

WACHOVIA MORTGAGE, FSB v. MORA (BERNABE)

S180310 A121545 First Appellate District, Div. 1

Petition for review denied

PEOPLE v. HOLLIE (JERMAINE MERRELL)

S180318 B221766 Second Appellate District, Div. 6

Petition for review denied

IBRAHIM (HAITHEM) v. S.C. (PEOPLE)

S180327 H033836 Sixth Appellate District

Petition for review denied

PEOPLE v. STOFFER (JON R.)

S180329 C061055 Third Appellate District

Petition for review denied

PEOPLE v. GARDUNO (STEVEN LAWRENCE)

S180346 D053957/D055074 Fourth Appellate District, Div. 1

Petition for review denied

PEOPLE v. DACOSTA (FELIPE CORTES)

S180373 C060251 Third Appellate District

Petition for review denied

Kennard, J., is of the opinion the petition should be granted.

PEOPLE v. ALFORD, JR., (ANTHONY MARK)

S180401 B221834 Second Appellate District, Div. 6

Petition for review denied

**ELLIS (ZACARY WESTEN) v.
S.C. (PEOPLE)**

S180434 F056376 Fifth Appellate District

Petition for review denied

**DUMAG (RESTITUTO Q.) v.
ALLEN (ROBERT E.)**

S180440 B210367 Second Appellate District, Div. 5

Petition for review denied

**KENNY/SHEA/TRAYLOR/
FRONTIER-KEMPER v. CITY
OF LOS ANGELES**

S180557 C063839 Third Appellate District

Petition for review denied

Corrigan, J., was recused and did not participate.

**WOOD (MICHAEL R.) v. S.C.
(BANK OF NEW YORK)**

S180585 G041960 Fourth Appellate District, Div. 3

Petition for review denied

**PEOPLE v. POWELL
(ROBERT RYAN)**

S180643

**PROFESSIONAL
ENGINEERS IN
CALIFORNIA
GOVERNMENT v.
SCHWARZENEGGER
(ARNOLD)**

Application to transfer denied

The application to transfer and consolidate appeals now pending in the Court of Appeal to this court is denied.

Kennard, J., is of the opinion the application should be granted.

S180722 F059498 Fifth Appellate District

Petition for review denied

**RODRIGUEZ (JUAN
TORRES) v. S.C. (CASTILLO)**

S180739 C064238 Third Appellate District

Petition for review denied

**GUERRERO, SR., (GABRIEL)
ON H.C.**

S180741 D056701 Fourth Appellate District, Div. 1

Petition for review denied

**COCHRAN (MAC DAVID) ON
H.C.**

S180774 E046914 Fourth Appellate District, Div. 2

Petition for review denied

**PEOPLE v. FRIAS (JOSEPH
JESSE)**

S180830 E047375 Fourth Appellate District, Div. 2

Petition for review denied

**ALANIS (JOSE LUIS) v.
JURUPA COMMUNITY
SERVICES DISTRICT**

S180839 E046531 Fourth Appellate District, Div. 2

Petition for review denied

**FIRE INSURANCE
EXCHANGE v. S.C.
(BOURGUIGNON)**

S180883 B221919 Second Appellate District, Div. 3

Petition for review & application for stay denied

**STEINBERG (ALAN
RANDALL) v. S.C. (PEOPLE)**

S180898 B211456 Second Appellate District, Div. 1

Petition for review denied

**PEOPLE v. JONES (DANTE
DWAN)**

S180915 B221925 Second Appellate District, Div. 3

Petition for review & application for stay denied

**ALEXANDER (EVELYN
JEROME) v. S.C. (PEOPLE)**

S180934 B216349 Second Appellate District, Div. 5

Petition for review denied

**PEOPLE v. MARTINEZ
(THOMAS RAY)**

S180936 B222617 Second Appellate District, Div. 7

Petition for review denied

QUEEN (TONY) ON H.C.

S180945 B221930 Second Appellate District, Div. 3

Petition for review & application for stay denied

**SILBERMAN (HARVEY A.) v.
S.C. (PEOPLE)**

S180953 B212306 Second Appellate District, Div. 3

Petition for review denied

**PEOPLE v. REYNOLDS
(SCOTT GORDON)**

S180955 F056241 Fifth Appellate District

Petition for review denied

**PEOPLE v. PHOMMASOUK
(SAMMY MAI)**

S180956 B207315 Second Appellate District, Div. 1

Petition for review denied

**ENAYATI (NADJATOLLAH)
v. ENAYATI (ALAEDDING)**

S180958 A122651 First Appellate District, Div. 1

Petitions for review denied

IN RE NOREEN G.

S180970 G041794 Fourth Appellate District, Div. 3

Petition for review denied

**GRACE (PATRICIA J.) v.
SMITH (GREGORY W.)**

S180973 B213729 Second Appellate District, Div. 8

Petition for review denied

**PEOPLE v. GARRETT
(NORMAN)**

S180976 G041008 Fourth Appellate District, Div. 3

Petition for review denied

**PEOPLE v. JOHNSON
(JOSEPH JUAREZ)**

S180984 A127734 First Appellate District, Div. 2

Petition for review denied

**AGUILAR (FIGUEROA) ON
H.C.**

S180987 D054822 Fourth Appellate District, Div. 1

Petition for review denied

**PEOPLE v. WOODS
(TIMOTHY)**

S180988 B212783 Second Appellate District, Div. 4

Petition for review denied

**PEOPLE v. DeSANTIAGO
(SERGIO)**

S181025 H034637 Sixth Appellate District

Petition for review denied

**PEOPLE v. PIPER (ISADORE
ALEXANDER)**

S181039 B222149 Second Appellate District, Div. 2

Petition for review denied

SALAS (FRANK) ON H.C.

S181049 F056231 Fifth Appellate District

Petition for review denied

**PEOPLE v. SCATES (JAMES
HERSHELL)**

S181050 F056870 Fifth Appellate District

Petition for review denied

**PEOPLE v. ROBINSON
(DONALD)**

S181051 E045796 Fourth Appellate District, Div. 2

Petition for review denied

**VILLANO (ROSE) v.
WATERMAN
CONVALESCENT
HOSPITAL, INC.**

S181052 B213322 Second Appellate District, Div. 1

Petition for review & depublication request(s) denied

**GRAFFITI PROTECTIVE
COATINGS, INC. v. CITY OF
PICO RIVERA**

S181063 E048046 Fourth Appellate District, Div. 2

Petition for review denied

**PEOPLE v. GUTIERREZ, JR.,
(CARLOS)**

S181064 E045510 Fourth Appellate District, Div. 2

Petition for review denied

**PEOPLE v. BLOUIN (JULIAN
PALMER)**

S181075 C058657 Third Appellate District

Petition for review denied

**PEOPLE v. CHRISTIANSEN
(DAN VINCENT)**

S181076 B219529 Second Appellate District, Div. 4

Petition for review denied

**SARMIENTO (SAMUEL) ON
H.C.**

S181077 B210431 Second Appellate District, Div. 2

Petition for review denied

**HENDRICKS (FRED) v. LOS
ANGELES UNIFIED SCHOOL
DISTRICT**

S181079 B212454 Second Appellate District, Div. 2

Petition for review denied

**PEOPLE v. BROWN
(NICHOLAS)**

S181080 C064399 Third Appellate District

Petition for review denied

**CARR (CHARLES H.) ON
H.C.**

S181082 A124764 First Appellate District, Div. 4

Petition for review denied

**PEOPLE v. WEISHEITINGER
(JOHN F.)**

S181087 B212738 Second Appellate District, Div. 7

Petition for review denied

PEOPLE v. ENCISO (RAUL)

S181088 C059315 Third Appellate District

Petition for review denied

**PEOPLE v. ORTIZ
(LEONARDO TREJO)**

S181090 C059199 Third Appellate District

Petition for review denied

**PEOPLE v. CARRANZA
(MARCO)**

S181108 H035342 Sixth Appellate District

Petition for review denied

**KNOPF (CHRISTOPHER) v.
S.C. (DOE)**

S181109 G040657/G041353 Fourth Appellate District, Div. 3 **RENEZEDER (CARL) v.**

**EMERALD BAY
COMMUNITY
ASSOCIATION
(GOTSCHALL)**

Petition for review denied

S181118 B206164 Second Appellate District, Div. 3

Petition for review denied

**PEOPLE v. COVARRUBIAS
(ANTHONY)**

S181124 B213650 Second Appellate District, Div. 8

Petition for review denied

**HARRIS-SCOTT (HELEN M.)
v. CITY OF LOS ANGELES**

S181127 D054563 Fourth Appellate District, Div. 1

Petition for review denied

**PEOPLE v. PRESSLEY
(GREGORY SCOTT)**

S181129 B209374 Second Appellate District, Div. 7

Petition for review denied

**PEOPLE v. RANGEL (ISSAC
GILBERT)**

S181132

Petition for writ of mandate/prohibition denied

**FLORES (ANGEL) v. COURT
OF APPEAL, FIRST
APPELLATE DISTRICT,
DIVISION FOUR (PEOPLE)**

S181160 A127837 First Appellate District, Div. 5

Petition for review & application for stay denied

**MUNIZ (ELOY) v.
S.C.(PEOPLE)**

S181164 C059928 Third Appellate District

Petition for review denied

**PEOPLE v. ALBERS
(HERMAN HENRY)**

S181390 E050442 Fourth Appellate District, Div. 2

Petition for review & application for stay denied

**JOHNSON (PAUL VERNON)
v. S.C. (PEOPLE)**

S181823 H034657 Sixth Appellate District

Petition for review & application for stay denied

**TWIN OAKS CHURCH v. S.C.
(BUILDING WOW LLC.)**

S175991**LARGE III (BRUCE NELSON)
ON H.C.**

Petition for writ of habeas corpus denied

S176876**NATHAN (ERIC L.) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750; *In re Miller* (1941) 17 Cal.2d 734.)

S177241**HOBBS (JAMES) ON H.C.**

Petition for writ of habeas corpus denied

S177254**GARCIA (PETE BRIAN) ON
H.C.**

Petition for writ of habeas corpus denied

S177255**GELASHVILI (IOSIF A.) ON
H.C.**

The petition for writ of habeas corpus is denied. (See *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

S177256**YANG (TENG) ON H.C.**

Petition for writ of habeas corpus denied

S177260**HARRIS, SR., (ZACKARY T.)
ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

S177328**LUCAS (DEMOND
TERRANCE) ON H.C.**

Petition for writ of habeas corpus denied

S177495**PLUMB (ALLEN) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

S177498

Petition for writ of habeas corpus denied

SNELL (TONY) ON H.C.**S177521**

Petition for writ of habeas corpus denied

**HENDERSON (WILLIE LEE)
ON H.C.****S177522**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750.)

**RAMIREZ (ROBERTO M.)
ON H.C.****S177558**

The petition for writ of habeas corpus is denied. (See *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

ANDERSON (BILLY) ON H.C.**S177562**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750.)

**HENRY (FORREST LANE)
ON H.C.****S177566**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750.)

VU (DAT HUU) ON H.C.**S177594**

Petition for writ of habeas corpus denied

**KEARNEY (SHERROD) ON
H.C.****S177607**

Petition for writ of habeas corpus denied

**VILLEGAS (GUSTAVO) ON
H.C.****S177616**

Petition for writ of habeas corpus denied

AGUIAR (FRANK) ON H.C.

S177619

Petition for writ of habeas corpus denied

LEE (ERIC) ON H.C.**S177622**

Petition for writ of habeas corpus denied

GARIBAY (SERGIO) ON H.C.**S177628**

Petition for writ of habeas corpus denied

**MARTINEZ (ALFRED) ON
H.C.****S177636**

The petition for writ of habeas corpus is denied. (See *In re Clark* (1993) 5 Cal.4th 750; *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

**COLLIER (HENRY E.) ON
H.C.****S177660**

The petition for writ of habeas corpus is denied. (See *In re Dexter* (1979) 25 Cal.3d 921; *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

**STRUGGS (CEDRIC LYNN)
ON H.C.****S177681**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750.)

**SEDILLO (ANDREW
JOSEPH) ON H.C.****S177721**

Petition for writ of habeas corpus denied

**YOUNG (JAMEL LARON) ON
H.C.****S177731**

The petition for writ of habeas corpus is denied. (See *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

TURNER (TERRY) ON H.C.

S177732**BOWMAN (MITCHELL
JAMES) ON H.C.**

Petition for writ of habeas corpus denied

S177754**BROWN (MICHAEL
JEROME) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750.)

S177793**MORALES (JOSE LUIS) ON
H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Miller* (1941) 17 Cal.2d 734.)

S179058**NELSON (STEVEN
CLEMENT) ON H.C.**

Petition for writ of habeas corpus & application for stay denied

S179659**WILSON (THOMAS) ON H.C.**

Petition for writ of habeas corpus denied

S181387**HICKMAN (ANTHONY
TRAVON) ON H.C.**

Petition for writ of habeas corpus denied

S181422**SULDEN (DANH) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

S181515**TRIEU (MIKE) ON H.C.**

Petition for writ of habeas corpus denied

S181944**MA (KENING) ON H.C.**

Petition for writ of habeas corpus & application for stay denied

The petition for writ of habeas corpus is denied without prejudice to any relief petitioners may have in the superior court or Court of Appeal.

S180197

B211390 Second Appellate District, Div. 3

**WEBSTER (JOHN) v.
ALLSTATE INSURANCE
COMPANY**

Publication request denied (case closed)

Chin, J., was recused and did not participate.

S180496

E047837 Fourth Appellate District, Div. 2

IN RE J.A.

Publication request denied (case closed)

S180561

C060451 Third Appellate District

**FIRST PRESBYTERIAN
CHURCH OF ROSEVILLE v.
PRESBYTERY OF
SACRAMENTO (SYNOD OF
THE PACIFIC)**

Publication request denied (case closed)

S180967

B204878 Second Appellate District, Div. 3

**SUPERIOR DISPATCH, INC.
v. INSURANCE
CORPORATION OF NEW
YORK**

Depublication request denied (case closed)

The request for an order directing depublication of the opinion in the above-entitled appeal is denied.

The court declines to review this matter on its own motion. The matter is now final.

S181002

F056864 Fifth Appellate District

**RIOS (JUAN A.) v. HOLLAND
(JAMES C.)**

Publication request denied (case closed)

Baxter, J., was recused and did not participate.

S024046**PEOPLE v. O'MALLEY
(JAMES FRANCIS)**

Extension of time granted

Good cause appearing, and based upon counsel Cliff Gardner's representation that he anticipates filing the appellant's reply brief by April 29, 2010, counsel's request for an extension of time in which to file that brief is granted to April 29, 2010. After that date, no further extension is contemplated.

S095223**PEOPLE v. BLOOM
(ROBERT MAURICE)**

Extension of time granted

Good cause appearing, and based upon Deputy State Public Defender William T. Lowe's representation that he anticipates filing the appellant's opening brief by May 19, 2010, counsel's request for an extension of time in which to file that brief is granted to May 20, 2010. After that date, no further extension is contemplated.

S097414**PEOPLE v. KOPATZ (KIM
RAYMOND)**

Extension of time granted

Good cause appearing, and based upon counsel David P. Lampkin's representation that he anticipates filing the appellant's opening brief by October 2010, counsel's request for an extension of time in which to file that brief is granted to June 18, 2010. After that date, only two further extensions totaling about 120 additional days are contemplated.

An application to file an overlength brief must be served and filed no later than 60 days before the anticipated filing date. (See Cal. Rules of Court, rule 8.631(d)(1)(A)(ii) & (B)(ii).)

S114671**PEOPLE v. SCHULTZ
(MICHAEL JOSEPH)**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to June 17, 2010.

S175591**KISHISHIAN (SHAHEN) ON
H.C.**

Extension of time granted

On application of respondent and good cause appearing, it is ordered that the time to serve and file the informal response is extended to May 12, 2010.

S176099 B206750 Second Appellate District, Div. 5**CALIFORNIA GROCERS
ASSOCIATION v. CITY OF
LOS ANGELES (LOS
ANGELES ALLIANCE FOR A
NEW ECONOMY)**

Extension of time granted

On application of respondent and good cause appearing, it is ordered that the time to serve and file the consolidated answer to amicus briefs is extended to May 26, 2010.

S178823 H031992 Sixth Appellate District**PEOPLE v. HERNANDEZ
(JACOB TOWNLEY)**

Extension of time granted

On application of respondent and good cause appearing, it is ordered that the time to serve and file the opening brief on the merits is extended to May 10, 2010.

No further extensions of time are contemplated.

S016883**PEOPLE v. MASTERS
(JARVIS)**

Counsel appointment order filed

Good cause appearing, the application of appointed counsel Joseph Baxter for the appointment of evidentiary hearing associate counsel, filed April 12, 2010, is granted.

Chris P. Andrian is hereby appointed as associate counsel of record to represent condemned inmate Jarvis Masters for matters related to the evidentiary hearing now pending in Marin Superior Court (see *In re Jarvis Masters on Habeas Corpus*, S130495), pursuant to rule 8.605(g) of the California Rules of Court.

S179730 C059288 Third Appellate District**PEOPLE v. BRANNER
(JASPER DWIGHT)**

Counsel appointment order filed

Upon request of appellant for appointment of counsel, the Central California Appellate Program is hereby appointed to represent appellant on the appeal now pending in this court.

Appellant's brief on the merits must be served and filed on or before thirty days (30) from the date of this order.

S056391**PEOPLE v. WILLIAMS, JR.,
(BOB RUSSELL)**

Order filed

The "Motion for Reconsideration of Order of March 24, 2010," filed on April 1, 2010, is granted. The order issued on March 24, 2010, in this matter is amended to read as follows:

The “Motion to Authorize Inspection and Copying of Sealed and Confidential Materials,” filed by Williams’s federal counsel, the Office of the Federal Defender and Tim Brosnan, on January 8, 2010, is granted, as follows.

Federal counsel are granted access to the records in *People v. Bob Russell Williams* (S056391) and *In re Bob Russell Williams* (S137389), including the following confidential and sealed materials:

- 1) All sealed section 987.9 materials, comprising:
 - a. Sealed First Supplemental Clerk’s Transcript on Appeal, volume 1, pages 2 through 66 and 79 through 271 (pages 67 through 78 previously were unsealed), and volume 2, pages 272 through 534;
 - b. Sealed Second Supplemental Clerk’s Transcript/Ex Parte Motion for Additional Investigator’s Fees and Order, pages 4 through 6, dated November 18, 1994;
 - c. Sealed Reporter’s Transcript on Appeal of hearing of January 25, 1995, pages 2 through 8;
 - d. Sealed Reporter’s Transcript on Appeal of hearing of May 17, 1995, pages 2 through 5;
 - e. Sealed Reporter’s Transcript on Appeal of hearing of June 10, 1996, pages 2 through 3;
 - f. Sealed Reporter’s Transcript of Testimony and Proceedings of hearing of June 25, 1996, pages 2 through 6; and
 - g. Sealed Reporter’s Transcript (Augment) of hearing of July 5, 1996, pages 2 through 3.
- 2) Sealed Second Supplemental Clerk’s Transcript, Reporter’s Transcript on Appeal of in camera hearing of November 23, 1994, pages 9 through 10A.
- 3) Sealed Augmentation Record on Death Appeal, Reporter’s Transcript of in camera hearing of April 6, 1995, pages 37 through 43.
- 4) Sealed Probation Report, dated August 8, 1996, and amended August 21, 1996, and letter from a citizen received by the court on August 22, 1996.
- 5) Sealed Jury Ladder.
- 6) Sealed Unredacted Pages from Sworn Jurors’ Questionnaires, and Key Correlating Juror Names with Numbers.
- 7) All confidential documents related to Charles Bonneau’s representation of Williams on appeal and habeas corpus, including:
 - a) requests for investigative funds and related orders;
 - b) compensation claim forms or vouchers for attorneys’ fees and expenses, and related orders;
 - c) any fixed fee proposals and related orders;
 - d) requests for, and records of the disbursement of, fixed-fee progress payments;
 - e) 60-day status reports; and
 - e) correspondence between counsel and court staff.

Federal counsel must supply the personnel and equipment necessary to undertake examination and copying of the records described above, which must occur on the premises of this court.

It is ordered that federal counsel not release or cause to be released any of the confidential or sealed materials, or the information contained therein, to any person other than those agents and representatives whom counsel may authorize. If counsel wish to quote, cite, disclose, or describe the confidential or sealed materials in any court papers, those papers must themselves be filed

under seal.

S153974

**LEONARD (ERIC ROYCE)
ON H.C.**

Order filed

Petitioner's application for leave to file sealed exhibits in support of his amended petition for writ of habeas corpus, filed on March 22, 2010, is granted in part and denied in part.

The motion to file under seal exhibits 115-124, and 126 is granted. (Cal. Rules of Court, rule 8.46.) As to these exhibits, the court makes the findings required by California Rules of Court, rule 2.550(d) and 8.46(e).

The motion to file under seal exhibit 125 is denied. As to this exhibit, petitioner has not shown that sealing would effectively protect any overriding privacy interest because its contents have already been publicly disclosed. (Cal. Rules of Court, rule 2.550(d); see also *id.*, rule 8.46(g).)

Because exhibits 115-124 and 126 are contained in the same bound volume as exhibit 125, the Clerk presently cannot file exhibits 115-124 and 126 under seal.

The Clerk is directed to return to petitioner the volume entitled, Exhibits in Support of Amended Petition for Writ of Habeas Corpus Exhibits 115-126 Exhibits Filed Under Seal. Petitioner may resubmit exhibits 115-124 and 126 under seal, and the Clerk must then file them under seal.

It is ordered that petitioner not release or cause to be released any of the confidential or sealed materials, or the information contained therein. If counsel wishes to quote, cite, disclose, or describe the confidential or sealed material in any court papers, those papers must themselves be filed under seal, for which permission must first be sought under California Rules of Court, rule 8.46(g).

S181917

**RIOS (CARLOS) v. S.C.
(DEPARTMENT OF
CORRECTIONS &
REHABILITATION)**

Transferred to Court of Appeal, Fourth Appellate District, Division One

The above-entitled matter is transferred to the Court of Appeal, Fourth Appellate District, Division One, for consideration in light of *Hagan v. Superior Court* (1962) 57 Cal.2d 767. In the event the Court of Appeal determines that this petition is substantially identical to a prior petition, the repetitious petition must be denied.

S181926

**MENDEZ (RAYMOND A.) v.
S.C. (PEOPLE)**

Transferred to Court of Appeal, Second Appellate District

The above-entitled matter is transferred to the Court of Appeal, Second Appellate District, Division Six, for consideration in light of *Hagan v. Superior Court* (1962) 57 Cal.2d 767. In the event the Court of Appeal determines that this petition is substantially identical to a prior petition,

the repetitious petition must be denied.

S182046 C064501 Third Appellate District

**SANDERS (KEMAYU K.) v.
S.C. (HENNESSEY, JR.)**

Transferred to Court of Appeal, Third Appellate District

The above-entitled matter is transferred to the Court of Appeal, Third Appellate District, for consideration in light of *Hagan v. Superior Court* (1962) 57 Cal.2d 767. In the event the Court of Appeal determines that this petition is substantially identical to a prior petition, the repetitious petition must be denied.

S179951

ACCUSATION OF HARRIS

Petition denied

(accusation)

S180156

ACCUSATION OF MANN

Petition denied

(accusation)

S180645

ACCUSATION OF TSANG

Petition denied

(accusation)

S180792

ACCUSATION OF MANN

Petition denied

(accusation)

S180846

**ACCUSATION OF
THOMPSON**

Petition denied

(accusation)

S180920

ACCUSATION OF BARNETT

Petition denied

(accusation)

S180997

ACCUSATION OF GAO

Petition denied

(accusation)

S181031

ACCUSATION OF McLEAN

Petition denied

(accusation)

S181123

Petition denied

(accusation)

ACCUSATION OF LE CUYER**B218888**

Second Appellate District, Div. 7

**PEOPLE v. RAZO (ERIC
CAPONE)**

The above-entitled matter, now pending in the Court of Appeal, Second Appellate District, is transferred from Division Seven to Division Eight.

B220094

Second Appellate District, Div. 1

**PEOPLE v. DVORAK
(JOSEPH)**

The above-entitled matter, now pending in the Court of Appeal, Second Appellate District, is transferred from Division One to Division Eight.

B220328

Second Appellate District, Div. 8

**PEOPLE v. SANDERS
(FREDDIE)**

The above-entitled matter, now pending in the Court of Appeal, Second Appellate District, is transferred from Division Eight to Division Seven.

B220824

Second Appellate District, Div. 8

**PEOPLE v. NAVARRO
(ANTONIA)**

The above-entitled matter, now pending in the Court of Appeal, Second Appellate District, is transferred from Division Eight to Division One.

**BAR MISC. 4186 IN THE MATTER OF THE APPLICATION OF THE COMMITTEE
OF BAR EXAMINERS OF THE STATE BAR OF CALIFORNIA
FOR ADMISSION OF ATTORNEYS (MOTION NO. 919)**

The written motion of the Committee of Bar Examiners that the following named applicants, who have fulfilled the requirements for admission to practice law in the State of California, be admitted to the practice of law in this state is hereby granted, with permission to the applicants to take the oath before a competent officer at another time and place:

(SEE ORIGINAL APPLICATION FOR THE LIST OF NAMES ATTACHED.)

